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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

BETTY DUKES, PATRICIA SURGESON,  
EDITH ARANA, DEBORAH GUNTER and  
CHRISTINE KWAPNOSKI, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

WAL-MART STORES, INC.,

Defendant.

CASE NO.: C 01-2252-CRB

**STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING PAGE LIMITS  
FOR MOTION TO DISMISS FOURTH  
AMENDED COMPLAINT**

The undersigned counsel, on behalf of Betty Dukes, Patricia Surgeson, Edith Arana, Deborah Gunter, and Christine Kwapnoski ("Plaintiffs") and Defendant Wal-Mart Stores, Inc. ("Wal-Mart"), hereby stipulate and agree as follows:

WHEREAS, Wal-Mart intends to respond to the Fourth Amended Complaint by filing a Motion to Dismiss or Strike;

WHEREAS, because of the nature and posture of this case Wal-Mart contends that there are an unusual number of issues subject to a Rule 12(b)(6) motion that warrant briefing, including the impact of the Supreme Court's decision;

WHEREAS, this Court's standing order limits motions to dismiss to 15 pages;

WHEREAS, the parties agree that additional briefing would likely benefit the Court and the judicial system by allowing the parties to adequately articulate their positions on the preliminary issues at this stage of this case;

WHEREAS, Plaintiffs and Wal-Mart have reached an agreement, subject to the Court's approval, extending the page limits for the briefing on Wal-Mart's anticipated Motion to Dismiss or Strike the Fourth Amended Complaint;

THEREFORE, Plaintiffs and Wal-Mart stipulate and agree as follows:

1. Wal-Mart's Motion to Dismiss or Strike the Fourth Amended Complaint shall not exceed 35 pages;
2. Plaintiffs' Opposition to Wal-Mart's Motion shall not exceed 45 pages;
3. Wal-Mart's Reply to Plaintiffs' Opposition, if any, shall not exceed 15 pages.

Dated: December 1, 2011

By: /s/ Brad Seligman

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**I, Theodore J. Boutrous, Jr., attest that concurrence in the filing of this document has been obtained from the other signatory.**

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATE: December 8, 2011

UNITED STATES DISTRICT JUDGE  
CHARLES R. BREYER

